

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE**

CURB RECORDS, INC. and MIKE CURB
FOUNDATION,

Plaintiffs,

v.

CIVIL ACTION
CASE NO. 3:21-cv-00500
JUDGE CRENSHAW

WILLIAM LEE, as Governor of Tennessee, in
his official capacity; CARTER LAWRENCE,
Commissioner of the Tennessee Department of
Commerce and Insurance, in his official capacity;
WILLIAM B. HERBERT IV, as Director of the
Nashville Department of Codes and Building
Safety, in his official capacity; and GLENN
FUNK, District Attorney General for the 20th
Judicial District, in his official capacity,

Defendants.

DECLARATION OF DISTRICT ATTORNEY GENERAL FUNK

County of Davidson)
)
State of Tennessee)

I, Glenn R. Funk, District Attorney General for the 20th Judicial District, do hereby
voluntarily make the following declaration under penalty of perjury:

- 1) I am of sound mind, over the age of 18 years, and have personal knowledge of the matters
set forth herein.
- 2) I am the District Attorney General for the 20th Judicial District of Tennessee.
- 3) My office has never prosecuted an individual or organization for violations of Tenn. Code
Ann. § 68-120-120.
- 4) My office has never threatened to prosecute an individual or organization for violations

of Tenn. Code Ann. § 68-120-120.

5) As long as I am the District Attorney my office will not prosecute Plaintiffs for failing to post the signage identified by Tenn. Code Ann. § 68-120-120 even if the current injunction prohibiting enforcement of Tenn. Code Ann. § 68-120-120 was lifted.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: February 24, 2022.

A handwritten signature in blue ink that reads "Glenn R. Funk" followed by "has by permission" in a smaller, less legible script.

Glenn R. Funk
District Attorney General
20th Judicial District of Tennessee